

IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

In re Application of:

Etsuo TOBITA et al.

Group Art Unit Unassigned

Serial No.: 10/566,684

Examiner: Unassigned

International Application No.: PCT/JP2004/011326

International Filing Date: July 30, 2004

Date Deposited: February 1, 2006

Priority Date(s) Claimed: August 1, 2003

For: NUCLEATING AGENT COMPOSITION AND CRYSTALLINE POLYMER
COMPOSITIONS CONTAINING THE SAME

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C. § 371**

IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 11213-1450

Sir:

In response to the Notification of Missing Requirements dated June 19, 2006:

- Attached is a Declaration and Power of Attorney in compliance with 37 CFR § 1.53 along with the late filing surcharge of \$130.00
- Applicant(s) include an executed assignment and Recordation Form Cover Sheet with the recordation fee of \$40.00 (Check No.).
- Attached is a copy of the Notification of Missing Requirements.
- Applicant(s) request that the time for taking action in this case be extended pursuant to 37 CFR 1.136(a) for a period of one/two/three/four/five month(s) along with the fee of .
- Applicant(s) are entitled to small entity status.
- Attached is a verified English translation of the PCT publication along with the fee of \$130.00.
- Attached is a Preliminary Amendment.

- Applicant(s) include the extra claims fee of \$ 20 per additional claim, for independent claims in excess of 3 per additional claim, and/or for multiple dependent claims.
- Attached is the Sequence Disclosure (paper/disk versions) with the appropriate statement as required
- Attached is an Application Data Sheet (ADS).
- Attached are the substitute drawings as required.

Attached is a check in the amount of \$130.00. However, the Commissioner is hereby authorized to charge fees under 37 CFR § 1.16 and § 1.17 which may be required to facilitate this filing, or credit any overpayment to Deposit Account #13-3402.

Respectfully submitted,



Anthony J. Zelano (Reg. No. 32542)
Anthony J. Zelano
Registration No. 27,969
Attorney/Agent for Applicants

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Attorney Docket No.: TAKIT-197

Date: August 11, 2006



UNITED STATES PATENT AND TRADEMARK OFFICE

JUN 22 2006

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS,
 PO Box 1450, MILLEN, ZELANO & BRANIGAN, P.C.
 Alexandria, Virginia 22313-1450
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|-----------------------------|-----------------------|------------------|
| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
| 10/566,684 | Etsuo Tobita | TAKIT-197 |

INTERNATIONAL APPLICATION NO.

PCT/JP04/11326

| I.A. FILING DATE | PRIORITY DATE |
|------------------|---------------|
| 07/30/2004 | 08/01/2003 |

MILLEN, WHITE, ZELANO & BRANIGAN, P.C.
 ARLINGTON COURTHOUSE PLAZA 1
 2200 CLARENDON BLVD. STE.1400
 ARLINGTON, VA 22201

CASE _____

CONFIRMATION NO. 9222

ACTION MISSING FIGURE(S)

371 FORMALITIES LETTER

DUE DATE 8/19/06

OC000000019311103

Date Mailed: 06/19/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 02/01/2006
- English Translation of the IA filed on 02/01/2006
- Copy of the International Search Report filed on 02/01/2006
- Preliminary Amendments filed on 02/01/2006
- U.S. Basic National Fees filed on 02/01/2006
- Priority Documents filed on 02/01/2006

CASE _____

ACTION _____

DUE DATE _____

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

ANITA D JOHNSON

Telephone: (703) 308-9140 EXT 226

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/566,684 | PCT/JP04/11326 | TAKIT-197 |

FORM PCT/DO/EO/905 (371 Formalities Notice)